

APR 5 2002

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Akemichi BABA, et al.**

APR 5 2002

ATTN: BOX MISSING PARTS

Serial No.: **10/073,135**

APR 5 2002

Group Art Unit: 1636

Filed: **February 13, 2002**

APR 5 2002

P.T.O. Confirmation No.: 5435

For: **NON-HUMAN ANIMAL DEFICIENT IN FUNCTION OF PITUITARY
ADENYLYLATE CYCLASE-ACTIVATING POLYPEPTIDE GENE**

RESPONSE TO NOTICE TO FILE MISSING PARTS

**Commissioner for Patents
Washington, D.C. 20231**

APR 5 2002

May 21, 2002

Dear Sir:

In response to the Notice to File Missing Parts of Application dated **March 25, 2002**, enclosed for filing is an executed Declaration and Power of Attorney for the above-identified patent application. Also enclosed please find the drawings. It is respectfully submitted that the drawings (replacement pages), add no new matter.

Also enclosed is our check in the amount of **\$65.00**, (small entity) for the surcharge fee of **\$65.00** for the late filing of the Declaration. In the event that any additional fees are due with this paper, please charge Deposit Account No. 01-2340.

In the event that this response is not timely filed, applicants hereby petition for an appropriate extension of time. The fees for any such extension may be charged to our Deposit Account No. 01-2340. This paper is filed in triplicate.

Respectfully Submitted,

ARMSTRONG, WESTERMAN & HATTORI, LLP

Nicolas Seckel

Nicolas E. Seckel

Attorney for Applicants

Reg. No. 44,373

NES/jaz

Atty. Docket No. **010541A**
Suite 1000, 1725 K Street, N.W.
Washington, D.C. 20006
(202) 659-2930



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PATENT TRADEMARK OFFICE

Enclosures: Notice; Declaration; four sheets of Drawings



UNITED STATES PATENT AND TRADEMARK OFFICE

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PATENT
DEPARTMENT OF COMMERCE

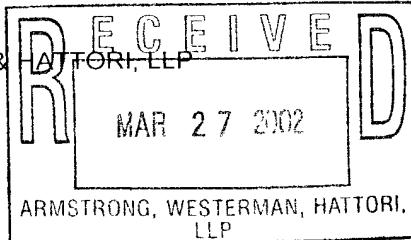
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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/073,135	02/13/2002	Akemichi Baba	010541A

23850
ARMSTRONG, WESTERMAN &
1725 K STREET, NW.
SUITE 1000
WASHINGTON, DC 20006

CONFIRMATION NO. 5435
FORMALITIES LETTER

OC000000007704234

Date Mailed: 03/25/2002

Due May 25, 2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment

- Substitute drawings in compliance with 37 CFR 1.84 because:

- drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)).

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*A copy of this notice MUST be returned with the reply.**jw. ne
3-27-02*

Ukonomi

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY